

414 Rec'd PCT/PTO 04 DEC 2000

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: WERNER EBERLE (PCT)
SERIAL NO.: 09/673,468 FILED: OCTOBER 17, 2000
INT'L. APPLN. NO.: PCT/DE00/00447
INT'L. FILING DATE: FEBRUARY 17, 2000
GROUP: 5071
FOR: ELECTRICAL MACHINE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. §371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

ATTN.: BOX PCT
Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the enclosed "Notification of Missing Requirements Under 35 U.S.C. §371 in the United States Designated/Elected Office (DO/EO/US)", dated November 3, 2000, submitted herewith is the literal English translation and the executed DECLARATION and POWER OF ATTORNEY, along with a check in the amount of \$195.00, to cover the surcharge for the late translation and late Declaration for a Small Entity. A copy of a Small Entity Declaration is attached. Also enclosed is an Assignment with the required cover sheet.

Any fee deficiencies may be charged to deposit account 03-2468.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT OR PATENTEE: WERNER EBERLE
SERIAL OR PATENT NO.: PCT/DE00/00447
FILED OR ISSUED: FEBRUARY 17, 2000
GROUP:
TITLE: ELECTRIC MACHINE

SMALL ENTITY DECLARATION

☒ [X] FOR INDEPENDENT INVENTOR(S)

As a below-named inventor, I hereby declare that I am an independent inventor who (1) has not assigned, granted, conveyed, or licensed, and (2) is under no obligation under contract or law, to assign, grant, convey, or license, any rights in the invention, to any person who could not likewise be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization, as defined in 37 CFR 1.9(c).

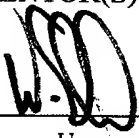
☐ [] FOR SMALL BUSINESS CONCERN

I hereby declare that _____ is a business concern which qualifies as a small business concern as defined in § 1.9(d) - namely, (1) whose number of employees, including those of its affiliates, does not exceed 500 persons; and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section; and that the exclusive rights to the invention have been conveyed to and remain with the above-identified small business concern.

I further declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful, false statements and the like, so made, are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the patent application or any patent issuing thereon.

Each of the undersigned hereby grants the firm of **COLLARD & ROE, P.C.**, 1077 Northern Boulevard, Roslyn, New York 11576, U.S.A., the power to insert in this Small Entity Declaration any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for filing and acceptance of this Declaration.

INVENTOR(S):

X 
Name: Werner Eberle

Date: 27 November 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT OR PATENTEE: WERNER EBERLE
SERIAL OR PATENT NO.: PCT/DE00/00447
FILED OR ISSUED: FEBRUARY 17, 2000
GROUP:
TITLE: ELECTRIC MACHINE

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I hereby declare that _____ is a business concern which qualifies as a small business concern as defined in § 1.9(d) - namely, (1) whose number of employees, including those of its affiliates, does not exceed 500 persons; and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section; and that the exclusive rights to the invention have been conveyed to and remain with the above-identified small business concern.

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INVENTOR(S):

X 
Name: Werner Eberle
Date: 27 November 2000

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ELECTRIC MACHINE

the specification of which (check only one item below):

- ☐ is attached hereto.
- ☐ was filed as United States application
Serial No. _____
on _____
and was amended
on _____ (if applicable).
- ☒ was filed as PCT international application
Number PCT/DE00/00447
on FEBRUARY 17, 2000
and was amended under PCT Article 19
on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
GERMANY	199 06 484.9	17 FEBRUARY 1999	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
EBERLE-1 PCT

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:

U.S. APPLICATIONS			STATUS (Check One)		
U.S. APPLICATION NUMBER	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)			

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration numbers): **KURT KELMAN, Registration No. 18,628**

ALLISON C. COLLARD, Registration No. 22,532;

WILLIAM C. COLLARD, Registration No. 38,411

EDWARD R. FREEDMAN, Registration No. 26,048;

FREDERICK J. DORCHAK, Registration No. 29,298

ELIZABETH COLLARD RICHTER, Registration No. 35,103

REINE H. GLANZ, Registration No. 46,728

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1077 Northern Boulevard
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Direct Telephone Calls to:
(name and telephone number)
(516) 365-9802

2	FULL NAME OF INVENTOR	FAMILY NAME EBERLE	FIRST GIVEN NAME WERNER	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY PFORZHEIM	STATE OR FOREIGN COUNTRY GERMANY <i>DEX</i>	COUNTRY OF CITIZENSHIP GERMANY
1	POST OFFICE ADDRESS	POST OFFICE ADDRESS VILLINGER STRASSE 8	CITY D-75179 PFORZHEIM	STATE & ZIP CODE/COUNTRY GERMANY
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
2	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201

SIGNATURE OF INVENTOR 202

DATE

DATE